

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Bruce Tutvedt, on February 9, 2011 at 8:00 AM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Bruce Tutvedt, Chair (R)
Sen. Bob Lake, Vice Chair (R)
Sen. Ron Arthun (R)
Sen. Gary Branae (D)
Sen. Ron Erickson (D)
Sen. Christine Kaufmann (D)
Sen. Kendall Van Dyk (D)
Sen. Art Wittich (R)

Members Excused:

Sen. Kim Gillan (D)
Sen. Jeff Essmann (R)
Sen. Chas Vincent (R)
Sen. Jim Peterson (R)

Members Absent: None

Staff Present: Lee Heiman, Legislative Branch
Debra Polhemus, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 21, 2/3/2011; HB 103, 2/3/2011
HB 111, 2/3/2011; SB 265, 2/3/2011

HEARING ON HB 21

Opening Statement by Sponsor:

00:00:47 Rep. Dick Barrett (D), HD 93, opened the hearing on HB 21, Revise adjusted tax rate under extended property tax assistance program.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:02:48 Larson Silbaugh, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:03:06 Sen. Arthun

00:03:25 Rep. Barrett

Closing by Sponsor:

00:03:50 Rep. Barrett

HEARING ON SB 265

Opening Statement by Sponsor:

00:04:23 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 265, Reduce property taxes on new construction for use of gray water systems.

Proponents' Testimony:

00:06:36 Matt Elsaesser, S.A.V.E. Foundation

[EXHIBIT\(tas32a01\)](#)

[EXHIBIT\(tas32a02\)](#)

00:07:31 Abigail St. Lawrence, representing Montana Association of Realtors

00:08:44 Dustin Stewart, Executive Director, Montana Building Industry Association (MBIA)

Opponents' Testimony:

[EXHIBIT\(tas32a03\)](#)

Letter submitted by Cindy Swank dated February 9, 2011

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:06 Sen. Lake
 00:10:23 Dustin Stewart, MBIA
 00:12:00 Sen. Lake
 00:12:22 Dustin Stewart
 00:12:39 Sen. Lake
 00:13:02 Sen. Arthun
 00:13:24 Sen. Hamlett
 00:14:03 Sen. Arthun
 00:14:13 Sen. Hamlett
 00:14:46 Sen. Wittich
 00:15:12 Dustin Stewart
 00:16:38 Sen. Wittich
 00:17:59 Dustin Stewart
 00:18:59 Sen. Kaufmann
 00:19:08 Matt Elsaesser
 00:20:15 Sen. Kaufmann
 00:20:40 Matt Elsaesser
 00:21:52 Sen. Kaufmann
 00:22:13 Sen. Erickson
 00:22:27 Alan Peura, Deputy Director, Department of Revenue (DOR), without objection
 00:24:06 Sen. Erickson
 00:24:45 Alan Peura, DOR
 00:26:51 Chairman Tutvedt
 00:27:24 Matt Elsaesser
 00:29:04 Chairman Tutvedt
 00:29:18 Matt Elsaesser
 00:31:36 Chairman Tutvedt
 00:31:56 Sen. Hamlett
 00:34:30 Sen. Wittich
 00:35:37 Alan Peura
 00:37:29 Sen. Wittich
 00:38:10 Alan Peura
 00:38:31 Sen. Arthun
 00:38:56 Alan Peura
 00:39:12 Chairman Tutvedt
 00:40:20 Alan Peura

Closing by Sponsor:

00:41:05 Sen. Hamlett

HEARING ON HB 103

Opening Statement by Sponsor:

00:43:54 Rep. Steve Fitzpatrick (R), HD 20, opened the hearing on HB 103, Authorizing maintenance of reproduced tax records as official record.

Proponents' Testimony:

00:45:52 Alan Peura, Deputy Director, Department of Revenue (DOR)

00:46:09 Senator Gillan arrived at committee hearing

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:50:53 Sen. Gillan
 00:51:28 Alan Peura, DOR
 00:51:56 Sen. Lake
 00:52:58 Alan Peura
 00:54:15 Sen. Lake
 00:54:46 Alan Peura
 00:58:47 Chairman Tutvedt
 00:59:06 Alan Peura
 01:00:24 Chairman Tutvedt
 01:01:00 Alan Peura
 01:01:53 Sen. Wittich
 01:04:31 Rep. Fitzpatrick
 01:04:59 Sen. Wittich
 01:06:00 Rep. Fitzpatrick
 01:06:19 Alan Peura
 01:07:57 Chairman Tutvedt
 01:08:07 Alan Peura
 01:09:33 Sen. Wittich
 01:10:47 Alan Peura
 01:11:20 Chairman Tutvedt
 01:11:47 Alan Peura
 01:13:17 Chairman Tutvedt
 01:13:32 Sen. Lake
 01:14:02 Alan Peura

Closing by Sponsor:

01:14:16 Rep. Fitzpatrick

01:14:30 Chairman Tutvedt left the committee and Vice Chair Lake assumed chair responsibilities.

HEARING ON HB 111

Opening Statement by Sponsor:

01:14:45 Rep. Wayne Stahl (R), HD 35, opened the hearing on HB 111, Improving tax administration by depositing state agency lodging tax in gen fund.

Proponents' Testimony:

01:15:56 Steve Austin, Administrator, Citizen Services & Resource Management, DOR
 01:17:49 Aimee Grmoljez, representing Montana Travel, Lodging, Hospitality Association (MTLHA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:18:40 Sen. Kaufmann
 01:19:28 Rep. Stahl
 01:19:36 Steve Austin, DOR
 01:20:28 Sen. Kaufmann
 01:20:53 Steve Austin
 01:21:27 Sen. Kaufmann
 01:21:38 Steve Austin
 01:22:19 Sen. Arthun
 01:22:39 Steve Austin
 01:23:48 Sen. Erickson
 01:24:42 Steve Austin
 01:25:58 Sen. Gillan
 01:26:14 Steve Austin
 01:26:25 Sen. Wittich
 01:27:29 Steve Austin
 01:31:52 Sen. Wittich
 01:32:02 Steve Austin
 01:32:32 Sen. Arthun
 01:32:59 Steve Austin
 01:33:40 Vice Chair Lake
 01:34:00 Aimee Grmoljez, (MTLHA)
 01:34:53 Sen. Gillan

Closing by Sponsor:

01:35:16 Rep. Stahl
 01:37:39 Vice Chair Lake
 01:37:47 Rep. Stahl

Committee Business:

01:38:18 Sen. Wittich
 01:38:30 Vice Chair Lake
 01:38:39 Sen. Branae

Additional Exhibit:

EXHIBIT(tas32a04)

Department of Revenue memorandum dated February 7, 2011 on SB94.

ADJOURNMENT

Adjournment:
9:40 A.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT([tas32aad.pdf](#))